

BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH

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IN THE MATTER OF THE REQUEST	:	
FOR AGENCY ACTION OF BERRY	:	
PETROLEUM COMPANY FOR AN	:	
ORDER TO FORCE POOL THE	:	NOTICE OF HEARING
INTERESTS OF ALL OWNERS	:	
REFUSING OR FAILING TO BEAR	:	
THEIR PROPORTIONATE SHARE OF	:	
THE COSTS OF DRILLING AND	:	Docket No. 2011-011
PRODUCING OPERATIONS LOCATED	:	Cause No. 272-02
IN THE SW1/4SE1/4, NW1/4SW1/4 AND	:	
THE S1/2SW1/4 OF SECTION 10,	:	
TOWNSHIP 5 SOUTH, RANGE 4 WEST,	:	
USM, DUCHESNE COUNTY, UTAH	:	

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THE STATE OF UTAH TO ALL PERSONS INTERESTED IN THE FOLLOWING
MATTER.

Notice is hereby given that the Board of Oil, Gas, and Mining ("Board"), State of Utah, will conduct a hearing on WEDNESDAY, JUNE 22, 2011, at 9:00 AM, or as soon thereafter as possible, in the auditorium of the Department of Natural Resources, 1594 West North Temple, Salt Lake City, Utah.

The hearing will be conducted as a formal administrative adjudication in accordance with the rules of the Board as set forth in Utah Administrative Code R641 et seq. and as provided for in Utah Code Ann. § 40-6-1 et seq. and Utah Code Ann. § 63G-4-101 through 601.

The purpose of the hearing will be for the Board to receive testimony and evidence regarding a Request for Agency Action that the Board enter an Order:

1. Force pooling the interests of all owners who have refused or failed to agree to lease or otherwise bear their proportionate share of the costs of drilling and production operations in lands located in Township 5 South, Range 4 West, Section 10, in the SW1/4SE1/4, NW1/4SW1/4, S1/2SW1/4, USM, Duchesne County, Utah; and
2. Providing such other relief as may be just and equitable under the circumstances.

Objections to the Request for Agency Action must be filed with the Secretary of the Board at the address listed below no later than June 8, 2011. A party must file a timely written objection or other response in order to participate as a party at the Board hearing.

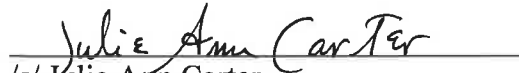
Natural persons may appear and represent themselves before the Board. All other representation by parties before the Board will be by attorneys licensed to practice law in the State of Utah, or attorneys licensed to practice law in another jurisdiction which meet the rules of the Utah State Bar for practicing law before the Utah Courts.

Persons interested in this matter may participate pursuant to the procedural rules of the Board. The Request for Agency Action, and any subsequent pleadings, may be inspected at the office of the undersigned.

Pursuant to the Americans with Disabilities Act, persons requiring auxiliary communicative aids and services to enable them to participate in this hearing should call Julie Ann Carter at (801) 538-5277, at least three working days prior to the hearing date.

DATED this 31st day of May, 2011.

STATE OF UTAH
BOARD OF OIL, GAS AND MINING
James T. Jensen, Chairman


/s/ Julie Ann Carter
Secretary to the Board
1594 West North Temple, Suite 1210
Salt Lake City, Utah 84116
(801) 538-5277

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing NOTICE OF HEARING for Docket No. 2011-011, Cause No. 272-02 to be mailed with postage prepaid, this 1st day of June, 2011, to the following:

A. John Davis
Mark L. Burghardt
Attorneys for Berry Petroleum
Holland & Hart LLP
222 South Main Street, Suite 2200
Salt Lake City, UT 84101

Berry Petroleum
1999 Broadway Street, Suite 3700
Denver, CO 80202

Byron John Gilbert, individually and
an heir and great nephew of Minnie
Sue Gilbert Solmonson
569 E. 2875 N.
Provo, UT 84604

Gilbert Ray Horrocks, individually
and an heir and great nephew of
Minnie Sue Gilbert Solmonson
539 E. Normandy Dr.
Provo, UT 84604

Geraldine Parker Nordfors,
individually and an heir and great
niece of Minnie Sue Gilbert
Solmonson
2524 Edgehill Dr.
Bountiful, UT 84010

Irene Parker Gray, individually and an
heir and great niece of Minnie Sue
Gilbert Solmonson
115 N. Main St.
Central, UT 84754

Rulon Olson Gilbert, as guardian for
and in behalf of Mildred Gilbert, an
incompetent person and great niece of
Minnie Sue Gilbert Solmonson
3255 E. 3210 N.
Twin Falls, ID 83301

Michael S. Johnson
Assistant Attorneys General
Utah Board of Oil, Gas & Mining
1594 West North Temple, Suite 300
Salt Lake City, UT 84116
[Via Email]

Sherrie Gilbert Burdick, individually
and an heir and great niece of Minnie
Sue Gilbert Solmonson
PO Box 617
Duchesne, UT 84021

Jackie Parker Wertz, individually and
an heir and great niece of Minnie Sue
Gilbert Solmonson
1175 N. Sevier Hwy
Joseph, UT 84739

Patsie "Pat" Parker Greenwood,
individually and an heir and great
niece of Minnie Sue Gilbert
Solmonson
510 North 100 East
Nephi, UT 84648

Douglas Richard Horrocks,
individually and an heir and great
nephew of Minnie Sue Gilbert
Solmonson
PO Box 994
Duchesne, UT 84021

Sherry Sander Reynolds, individually
and an heir and great niece of Minnie
Sue Gilbert Solmonson
3750 W. 3900 S.
West Valley City, UT 84120

Sylvia Richardson High, individually
and an heir and great, great niece of
Minnie Sue Gilbert Solmonson
1222 Waterside CV. #12
Midvale, UT 84047

Steven F. Alder
Assistant Attorneys General
Utah Division of Oil, Gas & Mining
1594 West North Temple, Suite 300
Salt Lake City, UT 84116
[Via Email]

Bryant Martindale Gilbert,
individually and an heir and great
nephew of Minnie Sue Gilbert
Solmonson, also being the son of
Ozza LeAndrew Gilbert
931 Big Creek Rd.
Otto, NC 28763

Shirley Druce Doelle, individually
and an heir and great niece of Minnie
Sue Gilbert Solmonson
1825 Winflower Ln. SE
Lacey, WA 98503

Howard LeAndrew Gilbert,
individually and an heir and great
Great Nephew Minnie Sue Gilbert
Solmonson, being the son of Ozza
LeAndrew Gilbert
580 E. 300 N., Apt 105-10
Roosevelt, UT 84066

Rulon Olson Gilbert, individually and
an heir and great nephew of Minnie
Sue Gilbert Solmonson
3255 E. 3210 N.
Twin Falls, ID 83301

Chesley Gordon Parker, individually
and an heir and great nephew of
Minnie Sue Gilbert Solmonson
100 N. State St.
Joseph, UT 84739

Maurine Gilbert Bellon, individually
and an heir and great niece of Minnie
Sue Gilbert Solmonson
1034 E. 380 N. Circle
American Fork, UT 84003

Leann Sanders Bathemess, individually and an heir and great, great niece of Minnie Sue Gilbert Solmonson 1286 Woodridge Cir. Salt Lake City, UT 84121	Gayle Glenn Gilbert, individually and an heir and great nephew of Minnie Sue Gilbert Solmonson 421 Quincy St. Twin Falls, ID 83301	Phyllis R. Johnson, individually and surviving Spouse of Garland Johnson, a great nephew of Minnie Sue Gilbert Solmonson 218 Locust Ln. Delta, UT 84624
Marilyn Moore Call, individually and an heir and great, great niece of Minnie Sue Gilbert Solmonson 7223 Routt Dr. Arvada, CO 80005	Robert F. Parker, individually and an heir and great nephew of Minnie Sue Gilbert Solmonson 1450 Steele St. Denver, CO 80206	Floyd Leland Druce, individually and an heir and great, great nephew of Minnie Sue Gilbert Solmonson 9602 Limestone Cir. South Jordan, UT 84095
Melody Moore Haakenson, individually and an heir and great, great niece of Minnie Sue Gilbert Solmonson 111 Melvins End Yorktown, VA 23693	Janean Moore Call, individually and an heir and great, great niece of Minnie Sue Gilbert Solmonson 7512 Braun St. Arvada, CO 80005	LeGrand J. Gilbert, individually and an heir and great nephew of Minnie Sue Gilbert Solmonson 3000 S. 1280 W. Roosevelt, UT 84066
Thomas H. Kemp, individually and an heir and great, great nephew of Minnie Sue Gilbert Solmonson 2292 E. 350 N. Layton, UT 84040	Eugene Parker Sanders, individually and an heir and great, great nephew of Minnie Sue Gilbert Solmonson 18214 N. 68 th Ave. Glendale, AZ 85308	Irish Anderson, individually and an heir and great nephew of Minnie Sue Gilbert Solmonson 4280 S. 4000 W. Delta, UT 84624
John Thornton, individually and an heir and great, great nephew of Minnie Sue Gilbert Solmonson 177 N. 800 E. American Fork, UT 84003	Ellen Gilbert Goodrich, individually and an heir and great niece of Minnie Sue Gilbert Solmonson 261 N. Seventh Ave. Othello, WA 99344	Tenna Ruth Gilbert Gibbons Herman, individually and an heir and great niece of Minnie Sue Gilbert Solmonson P.O. Box 2799 Carson City, NV 89701
Kirk Elder, individually and an heir and great, great nephew of Minnie Sue Gilbert Solmonson 680 E. 100 S. Kaysville, UT 84037	Glen Elder, Individually and surviving spouse of Carol Hill Elder, a great niece of Minnie Sue Gilbert Solmonson 680 E. 100 S. Kaysville, UT 84037	Ken M. Elder, individually and an heir and great, great nephew of Minnie Sue Gilbert Solmonson 5707 Moses St. Pocatello, ID 83202
David Moore Smith, individually and an heir and great, great nephew of Minnie Sue Gilbert Solmonson 5414 Stormy Sunset San Antonio, TX 78247	Ruth Follett Hill, individually and surviving spouse of Melvin J. Hill, a great nephew of Minnie Sue Gilbert Solmonson 261 E. 100 S. Bountiful, UT 84010	Shauna Gilbert Durringer, individually and an heir and great niece of Minnie Sue Gilbert Solmonson 2093 N. 180 E. Provo, UT 84604
David Clark Hill, individually and an heir and great, great nephew of Minnie Sue Gilbert Solmonson 768 W. 1100 S. Woods Cross, UT 84087	Melanie Hill Green, individually and an heir and great, great niece of Minnie Sue Gilbert Solmonson 831 Spring Pond Drive Farmington, UT 84025	Ruth Gilbert Murphy, individually and an heir and great niece of Minnie Sue Gilbert Solmonson 1034 E. Beverly Way Bountiful, UT 84010
Larry Kent Gilbert, individually and an heir and great nephew of Minnie Sue Gilbert Solmonson Courtyard at the Willows 4610 6 th Street Place S.E., Apt. 215 Puyallup, WA 98374	Lynn Stanley Hill, individually and an heir and great, great nephew of Minnie Sue Gilbert Solmonson 357 Seemore Dr. Kaysville, UT 84037	Linda Elder Baird, individually and an heir and great, great niece of Minnie Sue Gilbert Solmonson 3357 S. 100 W. Syracuse, UT 84075

Nancy Hill Herzig, individually and an heir and great niece of Minnie Sue Gilbert Solmonson 719 Thistle Dr. Spring Creek, NV 89815	William Franklin Horrocks, individually and an heir and great nephew of Minnie Sue Gilbert Solmonson 4475 Ebony Ave. Salt Lake City, UT 84123	Bradley Gilbert Hill, individually and an heir and great, great nephew of Minnie Sue Gilbert Solmonson 1296 E. Millbrook Way Bountiful, UT 84010
Christine Hill Unwin, individually and an heir and great, great niece of Minnie Sue Gilbert Solmonson 698 E. 200 S. Bountiful, UT 84010	Katie Hill Kagel, AKA Katie J. Hill, individually and an heir and great, great niece of Minnie Sue Gilbert Solmonson 3117 S. East Grant Portland, OR 97214	Julianne Kemp Arbuckle, individually and an heir and great, great niece of Minnie Sue Gilbert Solmonson 1433 E. Water Fall Way Fruit Heights, UT 84037
Scott G. Elder, individually and an heir and a great, great nephew of Minnie Sue Gilbert Solmonson 712 Laurelwood Dr. Kaysville, UT 84037	Juel Parker, individually and an heir and great nephew of Minnie Sue Gilbert Solmonson 255 N. State St. Joseph, UT 84739	Erich Hill, individually and an heir and great, great nephew of Minnie Sue Gilbert Solmonson 835 Inca Parkway Boulder, CO 80303
Annette Cook Bauer, individually and an heir and great niece of Minnie Sue Gilbert Solmonson 361 North 600 West Cedar City, UT 84721	Greg Elder, individually and an heir and great, great nephew of Minnie Sue Gilbert Solmonson 2847 West. 2125 South Syracuse, UT 84075	Jean Gilbert Carlson, individually and an heir and great niece of Minnie Sue Gilbert Solmonson 282 Point Ranier Ave. Henderson, NV 89053
Thomas Harvey Moore, Jr., individually and an heir and great, great nephew of Minnie Sue Gilbert Solmonson 11847 S. Rock Willow Way Parker, CO 80134	Jack Frost Gilbert, individually and an heir and great nephew of Minnie Sue Gilbert Solmonson 11069 Yarrow Cir. Highland, UT 84003	Peggy Parker Jensen, individually and an heir and great niece of Minnie Sue Gilbert Solmonson 1725 Mt. Logan Dr. Logan, UT 84321
Rena Gilbert Miller, individually and an heir and great niece of Minnie Sue Gilbert Solmonson 2709 Edgewood Dr. Provo, UT 84604	Jeffrey Robert Parker 30069 S. Maryland Parkway, Suite 710 Las Vegas, NV 89109	Judi Parker Nielson 8097 Maddingly Ave. Las Vegas, NV 89117
Bonnie Parker Evans 1723 Nevada Salt Lake City, UT 84148	Robert Kevin Sanders 4430 N. 22nd St. #4 Phoenix, AZ 85016	Colleen Turpin Webb 3328 W. Olive Grove Way West Jordan, UT 84088
Jody Lynn Parker Brooksby 22865 SW Eno Pl. Tualatin, OR 97062	Tamara Turpin Peterson 5103 N. Edinburgh Way Boise, ID 83717	Tonya Turpin Heaton 5966 S. Bluestone Circle Murray, UT 84123
Terri Turpin VanLeeuwen 9044 N. Lariat Circle Park City, UT 84098	Victor Michael Kemp 5505 Butterworth Ct. Alexandria, VA 22310	Vicki Irene Kemp Lowman 2135 S. Main St., #7 Bountiful, UT 84010
Dr. Virgil Parker 646 E. 600 N. Alpine, UT 84004-2300	Gam LaMar Gilbert 690 Lemaster Rd. Othello, WA 99344	Colleen Moore Jones 12189 W. 75th Ln Arvada, CO 80005
Glen Albert Gilbert 775 S. 4th Ave. Othello, WA 99344	Edward Gilbert Young 585 Ann St. Clearfield, UT 84015	Terri Miller Killian P.O. Box 284 Duchesne, UT 84021

Shelley Moore Call
674 Wakefield Rd.
Goleta, CA 93117

Estate of Lisa Hill Cunningham
c/o Dean Cunningham
5560 N. Hwy 69
Honeyville, UT 84314

Zachary Cunningham
819 W. 830 N.
Orem, UT 84057

Rachel Hill Vlaardingerbroek
1211 N. 2100 W.
Layton, UT 84041

Christopher Hill
2196 San Anseline
Long Beach, CA 90815-3123

Stephen Taylor
3981 Brockbank Way
Salt Lake City, UT 84124

Jacqueline Johnson Ithelbah
5145 Drifting Snow Loop
Pinetop, AZ 85935

Nelda Young and Russ J. Young, or
their successors, as Co-Trustees of the
R.W. Young and Nelda Young Family
Trust dated April 24, 1993 c/o
Russ Young
PO Box 908
Duchesne, UT 84021

Sherrie Dawn Soderquist, aka Sherry
Dawn Soderquist (Dale D.)
3132 S. 2500 E.
Vernal, UT 84078

Patsy Raey McDonald (Larry Rex)
HC 65, PO Box 44A
Altamont, UT 84001

Rance Rasmussen
P.O. Box 134
Jensen, UT 84035

M. Andrew Cunningham
487 S. Main
Garland, UT 84312

Anita Cunningham
396 W. 700 N.
Lindon, UT 84042

Amanda Hill
1154 S. 800 E.
Salt Lake City, UT 84105

Angelique Hill
2196 San Anseline
Long Beach, CA 90815-3123

Patsy Lee Druce Overby
4221 S. 3760 W.
West Valley City, UT 84120

Jill Johnson
109 W. 900 S.
Bountiful, UT 84010

Barbara A. Nielsen
344 Riverview Ave.
Craig, CO 81625

Ronald John Solmonson (Michelle)
3085 West 1550 South
Vernal, UT 84078

Lorene S. Neal
1620 Whittaker Road
Crestwood, KY 40014

Twilla Rasmussen, NKA Twilla
Rasmussen Alford (Luther J.)
PO Box 2001
Bandera, TX 78003

Bonnie Jean Roberts, NKA Bonnie
Jean Clawson, a widow, deceased
PO Box 1132
Evanston, WY 82930

Amber Cunningham Blake
1937 E. 1425 N.
Layton, UT 84040

Estate of Douglas W. Hill
c/o Laura Kingsford Hill
2196 San Anseline
Long Beach, CA 90815-3123

Rebecca Hill Spriggs
3779 E. Hermes Dr.
Salt Lake City, UT 84124

Donald E. Hill
210 N. Main St. #1034
Kamas, UT 84036

Carol Pendleton
9961 S. Blossom Dr.
Sandy, UT 84092

Nelda Young and Russ J. Young, or
their successors, as Co-Trustees of the
R.W. Young and Nelda Young Family
Trust dated April 24, 1993 c/o Russ
Young
PO Box 270011
Fruitland, UT 84027

J. Arden Hacking, a widow
2414 N. 2500 W.
Vernal, UT 84078

Cathy Lynn Koplin (Edward C.)
7610 N. Greendale Dr.
Citrus Springs, FL 34439

Smokey Rasmussen
PO Box 141
Jensen, UT 84035

Ermond Jensen, NKA Ermond Jensen
Beames, a widow
PO Box 1133
392 Birch Street
Evanston, WY 82930

Denim J. Roberts
2306 NE Village Dr.
Lawton, OK 73507

Venice N. Meacham, AKA Venice N. Mecham 3310 W. 500 S. Vernal, UT 84078	Janace M. Nelson, as heir of Iona Craner, a widow 2570 South 900 West Perry, UT 84302	Bret Mace, as heir of Iona Craner, a widow 140 W. 1400 S. Brigham City, UT 84302
Heirs and/or devisees of Iona Craner 529 W. 2200 S. Perry, UT 84302	Diona M. Perry, as heir of Iona Craner, a widow 508 Highland Blvd. Brigham City, UT 84302	Clint W. Turner and Camille C. Turner, as Trustees of the Clint and Camille Turner Family Trust u/a/d April 6, 2010 8438 S. 1275 E. Sandy, UT 84094
Connie M. Gilbert, as heir of Iona Craner, a widow PO Box 881 Huntington, UT 84528	Glenda N. Chrans, deceased PO Box 168 Vernal, UT 84078	Lisa Webb, as heir of Glenda N. Chrans, deceased PO Box 168 Vernal, UT 84078
Curtis C. Turner and Holli Turner, H/W, as JT 9624 S. Vance Ct. South Jordan, UT 84095	Zeller Family Trust, as heir of Glenda N. Chrans, deceased 326 west 650 North Vernal, UT 84078	Charles Ronald Reay, as heir of Glenda N. Chrans, deceased 13037 Quincee Ct. Riverton, UT 84065
Lana Massey, as heir of Glenda N. Chrans, deceased PO Box 357 Jensen, UT 80293	Paul M. Lehrman P.O. Box 2329 Farmington, NM 87499	Turner Petroleum Land Services, Inc. 7026 South 900 East, Suite B Midvale, UT 84047
Robert F. Reay, as heir of Glenda N. Chrans, deceased 623 Walnut Rock Springs, WY 80921	Jake Alan Reay, as heir of Glenda N. Chrans, deceased 9956 OrchardView Dr., S.Jordan, UT 84095-9391	Nicholas Fey Reay, as heir of Glenda N. Chrans, deceased 9956 OrchardView Dr., S.Jordan, UT 84095-9391
William R. Young P.O. Box 466 Duchesne, UT 84021		



CERTIFICATE OF PUBLISHED NOTICE

I hereby certify that I caused a true and correct copy of the foregoing NOTICE OF HEARING for Docket No. 2011-011, Cause No. 272-02 to be PUBLISHED in the following newspapers on the following days:

Update all info below and delete this line:

June 5, 2011:

The Salt Lake Tribune and Deseret Morning News, newspapers of general circulation in Salt Lake City and County.

June 7, 2011:

Uintah Basin Standard, a newspaper of general circulation in Duchesne and Uintah Counties.

A handwritten signature in cursive script, reading "Julie Ann Carter", is written over a horizontal line.